

DEFENDANTS' PROPOSED VERDICT FORM

We, the jury in the above-entitled action, find the following:

1. Did Plaintiff and Hassan Turay engage in a consensual sexual encounter?

Yes _____ No _____

If your answer to Question 1 is Yes, then answer no further Questions, skip to Section F, and sign and date the form.

If you answered No, proceed to Section A.

SECTION A: CLAIM OF NEGLIGENCE

2. Did Plaintiff prove that Uber was negligent?

Yes _____ No _____

If your answer to Question 2 is Yes, then answer Question 3.

If you answered No, skip to Section B.

3. Did Plaintiff prove that Uber's negligence caused Plaintiff's injury, in that the injury would not have happened but for the negligence?

Yes _____ No _____

If your answer to Question 3 is Yes, then answer Question 4.

If you answered No, skip to Section B.

4. Was Hassan Turay's conduct a superseding cause of the injury?

Yes _____ No _____

Proceed to Section B.

SECTION B: CLAIM OF DESIGN DEFECT

5. Was Uber's platform defective and unreasonably dangerous because of a design defect?

Yes _____ No _____

If your answer to Question 5 is Yes, then answer Question 6.

If you answered No, skip to Section C.

6. Did the design defect cause Plaintiff's injury, in that the injury would not have happened but for the defect?

Yes _____ No _____

If your answer to Question 6 is Yes, then answer Question 7.

If you answered No, skip to Section C.

7. Was Hassan Turay's conduct a superseding cause of the injury?

Yes _____ No _____

Proceed to Section C.

SECTION C: VICARIOUS LIABILITY

8. Did Plaintiff prove that Hassan Turay was an employee of Uber, rather than an independent contractor?

Yes _____ No _____

Proceed to Question 9.

9. Did Plaintiff prove that Hassan Turay was acting as Uber's apparent agent?

Yes _____ No _____

If your answer to Question 8 or 9 is Yes, then answer Question 10.

If you answered No to both Question 8 and 9, skip to Section D.

10. Did Plaintiff prove that the sexual encounter was within the scope of work that Hassan Turay was employed or apparently authorized to do?

Yes _____ No _____

If your answer to Question 10 is Yes, then answer Question 11.

If you answered No, skip to Section D.

11. Did Plaintiff prove that the sexual encounter caused Plaintiff's injury, in that the injury would not have happened but for the sexual encounter?

Yes _____ No _____

Proceed to Section D.

SECTION D: DAMAGES

If one or more of the following are true, then answer Question 12:

- *You answered Yes to Question 3 and No to Question 4;*
- *You answered Yes to Question 6 and No to Question 7; or*
- *You answered Yes to Question 11.*

If none of the above are true, then skip to Section F and sign and date the form.

12. What are Plaintiff's total damages, if any, that she has proven?

\$ _____

If you entered an amount other than "0" for Question 12, then proceed to Section E.

If you answered "0" for Question 12, answer no further questions, skip to Section E, and sign and date the form.

SECTION E: CLAIM OF PUNITIVE DAMAGES

13. Do you find that Plaintiff proved by clear and convincing evidence, as to the conduct upon which you base your finding of liability, that Uber acted with the intention to cause harm to Plaintiff, that Uber was motivated by spite or ill will toward Plaintiff, or that Uber engaged in misconduct that was outrageous, oppressive, or intolerable and Uber knew or intentionally disregarded that its conduct created a substantial risk of harm to others?

Yes _____ No _____

If you answered "Yes" to Question 13, then proceed to Question 14.

Otherwise, answer no further questions, skip to Section F, and sign and date the form.

14. What amount of punitive damages, if any, do you award Plaintiff?

\$ _____

Proceed to Section F, and sign and date the form.

SECTION F: SIGNATURE

DATED: _____

Juror